GOVERNMENT OF INDIA
LAW AND JUSTICE
LOK SABHA

UNSTARRED QUESTION NO:3616
ANSWERED ON:27.04.2007
NOTARIES IN MAHARASHTRA
Pingle Shri Devidas Anandrao

Will the Minister of LAW AND JUSTICE be pleased to state:

(a) whether the Government has suspended/dismissed some Notary Public in Nasik, Maharashtra;

(b) if so, the details thereof;

(c) whether similar action has been taken by the Government in other States;

(d) if so, the details thereof; and

(c) the steps taken/being taken by the Government to monitor the activities of Notaries?

Answer

MINISTER OF LAW & JUSTICE (SHRI H. R. BHARPWAJ)

a) Yes Sir.

b) Details are at Annexure `A`.

c) Yes Sir.

d)(i) Shri K.K. Kaul, Tis Hazari, Delhi (Regn. No. 765) against whom a CBI investigation is pending, has been suspended w.e.f. 15.9.06 till outcome of the investigation of the CBI.

(ii) Shri Pradeep J. Deshmukh, Advocate & Notary for District Pune has been suspended for five years w.e.f. 6.1.2007 on the basis of various complaints made against him.

(iii) Certificate of Shri Narain Ram (Regn. No. 354), Fatehpur District, Sikar, Rajasthan, was cancelled in 1995.

(iv) Certificate of Shri Arun kumar Sharma (Regn. No. 577), Jallandhar, Punjab, was cancelled in 1997.

(v) Certificate of Shri Gopal Ram Vishnoi (Regn. No. 2468), Jodhpur, Rajasthan, was cancelled in 2004.

e) To monitor the activities of the Notaries, the Notaries Rules, 1956 has already contain provisions in this regard. Rule 11(5) of the Notaries Rules empowers the District Judge or the officer appointed by the appropriate Government to inspect the register of notaries who may lodge a report to appropriate Government for taking action against a notary. Further, in Form XIII, an individual may also file a complaint against a notary for his professional or other misconduct before the appropriate Government on which the inquiry may be conducted and action may be taken against such notary under rule 13 of the Notaries Rules, 1956. Also. under rule 14 of the Notaries Rules, 1956, a notary is required to submit in the first week of January an annual return in Form XIV of the notarial acts done by him during the preceding year.

ANNUXURE`A`
Inspections were carried out by Shri A.N. Yadav, Distt & Sessions Judge, Nasik, in respect of notaries functioning in Nasik District as per the direction issued by the High Court of Bombay in its judgment dated 17.9.03 passed in Summary Suit No. 3857/99 - Mr. J.G. Hegde vs. R. D. Shukla. The Distt & Sessions Judge forwarded his report to the Government of India, Ministry of Law & Justice under rule 11 (5) of the Notaries Rules, 1956 in respect of 18 notaries appointed by Government of India for District Nasik whose notarial registers and other records were inspected by him. According to the report of the Distt & Sessions Judge, 10 notaries committed irregularities and 8 committed irregularities and illegalities. The report of the Distt & Sessions Judge, Nasik, was considered by the Central Government and the following 10 notaries were suspended for a period of 3 years from the date of renewal/decision of the Central Government (i.e. 15.2.07) whichever is earlier;-

a) N.P. pawar, registration No. 664,

b) N.K. Karpe, registration No. 665

c) D.K. Patil, registration No.822

d) D.R. Waghavakar, registration No. 857

e) A.D.Patil, registration No. 1234

f) S.P. Dhumane, registration No. 1238

g) B.K. Govardhane, registration No. 1867

h) Smt Ranjana M. Wavre, registration No. 1966 i) R.F. Kuyate, registration No. 2127 j) S.M. Barve, registration No. 2267The names of the following 8 notaries were removed from the notarial register w.e.f. 6.3.07 i) Ashok Yashwant Kale, registration No. 659 ii) Ms. I.R. Patni, registration No. 720 iii) M.N. Purkar, registration No. 827 iv) R.R. Gite, registration No. 853 v) R.R. Kathod, registration No. 1107 vi) V.R. Nipunge, registration No. 1229 vii) B.A. Srivastav, registration No. 2062 viii) S.B. Wani, registration No. 2425